

NOTTINGHAM CITY COUNCIL

REGULATORY AND APPEALS COMMITTEE

MINUTES of the meeting held at Loxley House, Station Street, NG2 3NG, on 8 October 2018 from 10.30 am - 10.58 am

Membership

Present

Councillor Brian Grocock (Chair)
Councillor David Smith (Vice Chair)
Councillor Cheryl Barnard
Councillor Gul Nawaz Khan
Councillor Dave Liversidge
Councillor Toby Neal
Councillor Nick Raine
Councillor Mohammed Saghir
Councillor Adele Williams
Councillor Jim Armstrong

Absent

Councillor Mohammed Ibrahim
Councillor Carole McCulloch
Councillor Linda Woodings
Councillor Corall Jenkins

Colleagues, partners and others in attendance:

Mark Leavesley - Governance Officer
Shaun Miles - Head of Markets and Fairs
Tamazin Wilson - Legal Advisor to the Committee

12 APOLOGIES FOR ABSENCE

Councillor McCulloch - unwell
Councillor Woodings - leave

13 DECLARATIONS OF INTERESTS

None.

14 MINUTES

The minutes of the meeting held on 10 July 2018 were agreed as a correct record and were signed by the Chair.

15 NOTTINGHAM CITY ACT - UPDATE

Shaun Miles, Head of Markets and Fairs, presented the report of the Director of Sport and Culture, which was before the Committee for it to consider representations made following advertisement of its resolution, made on 21 May 2018, indicating an intention to designate an area within the City for the purpose of controlling illegal street trading, pursuant to the Nottingham City Council Act 2013 (the 2013 Act).

It was stated that no representations had been received in response to the advertisement. Committee were also informed that the Secretary of State had been notified on 14 August 2018 of the Council's decision to set the Fixed Penalty Notice (FPN) for a relevant offence as defined in section 2 of the 2013 Act at £150, and the Secretary of State had no objection to this.

RESOLVED

- 1) **to, being satisfied that it is necessary to ensure road safety or prevent obstruction of the highway and, pursuant to paragraph 2 of Schedule 4 of the Local Government (Miscellaneous Provision) Act 1982, as amended by section 5 of the Nottingham City Council Act 2013, with effect from 03 December 2018, designate, for the purposes of section 5(1) of the 2013 Act, the area outlined with a bold red line on the plan attached to the report, namely the area bounded by, and including, the following:**

from a point at the junction of South Sherwood Street, the designated area runs east and is bounded by the back of the footway on the north side of Shakespeare Street, south along the back of the footway on the east side of Milton Street, then east and then south along the back of the footway on the north, east and south sides of Lower Parliament Street to the junction of Canal Street and London Road. It then runs south, then west, then north around the traffic roundabout on London Road (at its junction with Canal Street and Parliament Street), then west along the back of the footway on the south side of Canal Street, north along the back of the footway on the west side of Castle Road (including the whole of Lenton Road to the junction of the Nottingham Park Estate) then runs north west along the back of the footway on the north side of Friar Lane. It then runs north west and is bounded by the back of the footway on the west side of Maid Marian Way, continuing over Wollaton Street to Talbot Street, east along the back of the footway on the north side of Talbot Street, north along the back of the footway on the west side of South Sherwood Street to the point at the junction of South Sherwood Street, such designation to have effect at all times ('the Designated Area');

- 2) **that the Director of Sport and Culture be authorised to advertise the resolution in 1) above, in accordance with paragraph 2 of Schedule 4 of the Local Government (Miscellaneous Provisions) Act 1982, as amended by section 5 of the 2013 Act;**
- 3) **that the Director of Community Protection be authorised to:**
 - (i) **comply with the duties in section 10 of the 2013 Act relating to financial provisions;**
 - (ii) **prescribe the form of FPN, in accordance with section 7(6) of the 2013 Act.**

16 STREET TRADING: DESIGNATION OF STREETS NEAR SCHOOLS - UPDATE

Shaun Miles, Head of Markets and Fairs, presented the report of the Director of Sport and Culture, which was before the Committee for it to consider representations made following advertisement of its resolution, made on 21 May 2018, indicating an intention to designate streets surrounding certain Nottingham schools as 'consent streets' for the purpose of street trading.

In response to a question, Mr Miles stated that streets surrounding additional schools could be considered for designation in the future, but this would be subject to the required statutory process, including a period of consultation.

RESOLVED that

1) pursuant to paragraph 2 of Schedule 4 of the Local Government (Miscellaneous Provisions) Act 1982, with effect from 03 December 2018, the following streets or parts of streets shall be designated as 'consent streets' for the purposes of street trading:

- **Beckhampton Road from its junction with Bala Drive to its junction with Belleville Drive;**
- **Bala Drive;**
- **Belsay Road;**
- **Bar Lane;**
- **Pennant Road;**
- **Fernleigh Drive;**
- **Padstow Road;**
- **Beckhampton Road from its junction at Mountfield Drive to its junction with Hartcroft Road;**
- **Mountfield Drive from its junction at Beckhampton Road to its junction with Raithby Close;**
- **Eastglade Road from its junction with Stevenholme Crescent to its junction with Beckhampton Road;**
- **Harrow Road from its junction at Ancaster Gardens to its junction with Middleton Boulevard;**
- **Harrow Gardens;**
- **Berridge Road West from its junction with Brushfield Street to its junction with Kenslow Avenue;**
- **Oakland Street;**
- **Bobbers Mill Road;**
- **Ragdale Road;**
- **Squires Avenue;**
- **Citadel Street;**
- **Target Street;**
- **Gatling Street;**
- **Winscombe Mount from its junction with Pastures Avenue to its junction with Bramber Grove;**
- **Honister Close;**
- **Cantrell Road from its junction with Nelson Road to its junction with St Albans Road;**
- **Gordon Road from its junction with St Matthias Road to its junction with Serlby Rise;**

- **St Matthias Road from its junction with Beacon Hill Rise to its junction with Woodhouse Street;**
 - **Berridge Road Central from its junctions with Radford Road to its junction with Noel Street;**
 - **Beaconsfield Street from its junction with Radford Road to its junction with Noel Street;**
 - **Carver Street;**
 - **Fisher Street;**
 - **Jenner Street from its junction with Hucknall Road to its junction with Wesley Street;**
 - **New Street;**
 - **Wesley Street;**
 - **Kersall Drive from its junction with Highbury Road to its junction with Brooklyn Road;**
 - **Brooklyn Road from its junctions at Kersall Drive to its junction with Piccadilly;**
 - **Piccadilly from its junction with Highbury Road to its junction with Brooklyn Road;**
 - **Kemmel Road;**
 - **Hillington Rise;**
 - **Chippenham Road from its junction with Hillington Rise to its junction with Queens Bower Road;**
 - **84.2 linear meters of Wendling Gardens in a west - North West direction from the junction with Chippenham Road;**
 - **Bracknell Crescent;**
 - **Hayling Drive;**
 - **Newport Drive;**
 - **Scotland Road;**
 - **White Road;**
- 2) **the Director of Sport and Culture be authorised to advertise the resolution in 1) above, in accordance with paragraph 2 of Schedule 4 of the Local Government (Miscellaneous Provisions) Act 1982.**